

EXHIBIT A

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4 Attorney for PLAINTIFF
CHANEL, INC., a New York Corporation
5

6 THE UNITED STATES DISTRICT COURT
7 FOR THE NORTHERN DISTRICT OF CALIFORNIA

8 CHANEL, INC., a New York
corporation,
9

10 Plaintiff,

11 v.

12 CASONDRA TSHIMANGA a/k/a
CASONDRA SMITH a/k/a
13 CASONDRA SATCHER a/k/a C.
MAYFIELD a/k/a ANNE LLOYD et al.,
14

15 Defendants.
16
17

Case No. CV 07-03592-EMC

**SECOND DECLARATION OF
ROBERT HOLMES IN
SUPPORT OF PLAINTIFF'S
SUPPLEMENTAL BRIEF IN
SUPPORT OF MOTION FOR
FINAL DEFAULT
JUDGMENT**

DATE:
TIME:
PLACE:

18 I, Robert Holmes, declare and state as follows:
19

- 20 1. I am an officer of IPCyberCrime.com, LLC, formerly, the Holmes
21 Detective Agency, a licensed private investigative firm, located in Plano, Texas.
22
23 2. I am over 18 years of age and have personal knowledge of the facts set
24 forth herein.
25
26 3. In or about May 2006, IPCyberCrime.com, LLC was retained by
counsel for Chanel, Inc. ("Chanel") to investigate the suspected sale of counterfeit

1 Chanel products by the Defendant Casondra Tshimanga a/k/a Casondra Smith a/k/a
2 Casondra Satcher a/k/a C. Mayfield a/k/a Anne Lloyd d/b/a HandbagOutpost.com
3 d/b/a DesignerOutpost.com d/b/a Handbagsluxery.com d/b/a Bay Electronics
4 ("Tshimanga" or "Defendant").
5

6 4. On or about October 3, 2006, I sent unrelated emails to both
7 sales@handbagoutpost.com & info@designeroutpost.net, and received return
8 receipt evidence that both emails were read on the same computer (IP address
9 24.6.234.13). I conducted a search which showed that the IP address 24.6.234.13
10 was for a Comcast Cable Internet account in the Hayward, CA area. True and
11 correct copies of my email tracking records for the October 3, 2006 emails sent to
12 HandbagOutpost.com and DesignerOutpost.net are attached hereto as Composite
13 Exhibit "1."
14

15 5. On the same date, Defendant Tshimanga was listed as the domain
16 registrant of both HandbagOutpost.com and DesignerOutpost.net, with anonymous
17 contact details. True and correct copies of of the WHOIS Records for
18 HandbagOutpost.com and DesignerOutpost.net, dated October 3, 2006, are attached
19 hereto as Composite Exhibit "2."
20

21 6. On or about October 25, 2006, I sent a second email to
22 info@designeroutpost.net, and received return receipt evidence that my email was
23 read on a computer with the IP address 24.7.5.166. IP addresses changes every
24 time a modem reconnects to the Internet. However, my search of the IP address
25
26

1 showed the address was also for a Comcast Cable Internet account in the Hayward,
2 CA area. A true and correct copy of my October 25, 2006 email tracking record is
3 attached hereto as Exhibit "3."
4

5 7. By October 30, 2006, the domain registrant of DesignerOutpost.net
6 had changed to "Kelly Watson", with anonymous contact details. A true and
7 correct copy of the WHOIS Record, dated October 30, 2006, for
8 DesignerOutpost.net is attached hereto as Exhibit "4." I conducted a search via
9 Acxiom.com, a public records search engine, but was unable to identify anyone
10 with the name "Kelly Watson" connected to the DesignerOutpost.net domain name
11 or website.
12
13

14 8. October 24, 2007, I again conducted a domain name search of
15 DesignerOutpost.net and determined that Defendant Tshimanga's previously proven
16 corporate name, Handbag Outpost, was now listed as the domain registrant. A true
17 and correct copy of the WHOIS Record, dated October 24, 2007, for
18 DesignerOutpost.net is attached hereto as Exhibit "5."
19
20

21 9. On or about January 9, 2007, I conducted a domain name search of
22 HandbagsLuxery.com and determined that the domain name was created on
23 December 10, 2006. At that time the domain registrant of the website
24 HandbagsLuxery.com was listed as Kelly Watson, with anonymous contact details.
25 A true and correct copy of the WHOIS Record, dated January 9, 2007, for
26 HandsbagsLuxery.com is attached hereto as Exhibit "6." I conducted a search via

1 Acxiom.com but was unable to identify anyone with the name "Kelly Watson"
2 connected to the HandbagsLuxery.com website.
3

4 10. On or about January 5, 2008, I again conducted a domain name search
5 of the website HandsbagsLuxery.com and determined that Defendant Tshimanga's
6 previously proven corporate name, Handbag Outpost, was now listed as the domain
7 registrant for that website as well. A true and correct copy of the WHOIS Record,
8 dated January 5, 2008, for HandsbagsLuxery.com is attached hereto as Exhibit "7."
9

10 I declare the foregoing statements to be true and correct under penalty of
11 perjury under the laws of the United States of America.
12

13 FURTHER DECLARANT SAYETH NAUGHT.
14

15 Dated this 17 day of April 2008.
16

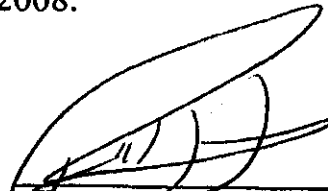
17 
18 ROBERT HOLMES
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EXHIBIT "1"

Re dNotify

Refresh Display Close Window

Read Notification

ReadNotify email tracking history

To: sales@handbagoutpost.com
 From: Totalviplady@aol.com
 Subject: handbagoutpost
 Sent on 3-Oct-06 at 17:28:02pm 'US/Pacific' time
 1st Open 3-Oct-06 at 18:42:22pm -7:00



(86%) Hayward, California, United States

Tracking Details

Opened

Opened 3-Oct-06 at 18:42:22pm (UTC -7:00) - 1hour14mins20secs after sending
 Location Hayward, California, United States (86% likelihood)
 Opened on c-24-6-234-13.hsd1.ca.comcast.net (24.6.234.13:22480)
 Language of recipient's PC: en-us (English/United States), en;q=0.5 (English)
 Browser used by recipient: Moz/5.0 (Win; U; Windows NT 5.1; en-US; rv:1.8.0.7) Gecko/20060909 Firefox/1.5.0.7
 Accepts Files browser can open: i/png,*/*;q=0.5
 Referrer <http://mail.handbagoutpost.com/cgi-bin/inbox.exe?id=00fb35a12d984992b88a90>

Re-Opened

Opened 3-Oct-06 at 21:27:29pm (UTC -7:00) - 3hours59mins27secs after sending
 Location Hayward, California, United States (86% likelihood)
 Opened on c-24-6-234-13.hsd1.ca.comcast.net (24.6.234.13:25735)
 Language of recipient's PC: en-us (English/United States), en;q=0.5 (English)
 Browser used by recipient: Moz/5.0 (Win; U; Windows NT 5.1; en-US; rv:1.8.0.7) Gecko/20060909 Firefox/1.5.0.7
 Accepts Files browser can open: i/png,*/*;q=0.5
 Referrer <http://mail.handbagoutpost.com/cgi-bin/inbox.exe?id=00c1c689e93c8d42802b66>

Summary - as at 14-Apr-08 at 09:38:31am (UTC -7:00) - 558days16hours10mins29secs after sending

Total Opened 2 times by 1 reader

notification

Read-Notification for " info@designeroutpost.net - Order question?? " <http://www.readnotify.com/readnotify/show.asp/9231844f44ffe26f6...>

Re dNotify

Refresh Display Close Window

Read Notification

ReadNotify email tracking history

To: info@designeroutpost.net
 From: midastouch757@earthlink.net
 Subject: info@designeroutpost.net - Order question??
 Sent on 2-Oct-06 at 15:23:33pm 'US/Pacific' time
 1st Open: 3-Oct-06 at 17:12:10pm -7:00



(86%) Hayward, California, United States

Opened

Tracking Details

Opened 3-Oct-06 at 17:12:10pm (UTC -7:00) - 1day1hour48mins37secs after sending
 Location Hayward, California, United States (86% likelihood)
 Opened on c-24-6-234-13.hsd1.ca.comcast.net (24.6.234.13:20516)
 Language of recipient's PC: en-us (English/United States), en;q=0.5 (English)
 Browser used by recipient: Moz/5.0 (Win; U; Windows NT 5.1; en-US; rv:1.8.0.7) Gecko/20060909 Firefox/1.5.0.7
 Accepts Files browser can open: i/png,*/*;q=0.5
 Referrer <http://mail.designeroutpost.net/cgi-bin/inbox.exe?id=003e9f6aa1c3e4fcb10a1>, <http://mail.designeroutpost.net/cgi-bin/compose.exe?id=003e9f6aa1c3e4fcb10a1>, <http://mail.designeroutpost.net/loading.htm>, <http://mail.designeroutpost.net/cgi-bin/viewmail.exe?id=003e9f6aa1c3e4fcb1>
 Last log No more activity after 3-Oct-06 at 17:12:59pm (UTC -7:00) - Log data indicates email was read for at least 49secs (approx.)

Summary - as at 14-Apr-08 at 09:39:05am (UTC -7:00) - 559days18hours15mins32secs after sending

Total Opened 1 time by 1 reader

notification

EXHIBIT "2"

Domain: handbagoutpost.com - Domain History
Cache Date: 2006-10-02
Registrar: NETWORK SOLUTIONS, LLC.
Registrant Search: Click on an email address we found in this whois record
to see which other domains the registrant is associated with:
ap5su6b58zn@networksolutionsprivateregistration.com

Registrant:

Tshimanga, Casondra
ATTN: HANDBAGOUTPOST.COM
c/o Network Solutions
P.O. Box 447
Herndon, VA. 20172-0447

Domain Name: HANDBAGOUTPOST.COM

Administrative Contact, Technical Contact:

Tshimanga, Casondra
ATTN: HANDBAGOUTPOST.COM
c/o Network Solutions
P.O. Box 447
Herndon, VA 20172-0447
570-708-8780
ap5su6b58zn@networksolutionsprivateregistration.com

Record expires on 10-Apr-2007.
Record created on 10-Apr-2006.
Database last updated on 2-Oct-2006 18:18:58 EDT.

Domain servers in listed order:

NS27.WORLDDNIC.COM	205.178.190.14
NS28.WORLDDNIC.COM	205.178.189.14

Designeroutpost.net on 2006-10-02 - Domain History

<http://domain-history.domaintools.com/?page=details&domain=des...>

Domain: [designeroutpost.net](#) - Domain History
Cache Date: 2006-10-02
Registrar: NETWORK SOLUTIONS, LLC.
Registrant Search: Click on an email address we found in this whois record to see which other domains the registrant is associated with:
ap5su6b58zn@networksolutionsprivateregistration.com

Registrant:

Tshimanga, Casondra

ATTN: DESIGNEROUTPOST.NET

c/o Network Solutions

P.O. Box 447

Herndon, VA. 20172-0447

Domain Name: DESIGNEROUTPOST.NET

Administrative Contact, Technical Contact:

Tshimanga, Casondra

ATTN: DESIGNEROUTPOST.NET

c/o Network Solutions

P.O. Box 447

Herndon, VA 20172-0447

570-708-8780

ap5su6b58zn@networksolutionsprivateregistration.com

Record expires on 01-Jun-2016.

Record created on 01-Jun-2006.

Database last updated on 2-Oct-2006 17:18:27 EDT.

Domain servers in listed order:

NS45.WORLDDNIC.COM

205.178.190.23

NS46.WORLDDNIC.COM

205.178.189.23

EXHIBIT "3"

ReadNotify

Refresh Display Close Window

Read Notification

ReadNotify email tracking history

To info@designeroutpost.net
From itsmepotogold@yahoo.co.uk
Subject **Domain interest**
Sent on 25-Oct-06 at 10:08:15am 'US/Pacific' time
1st Open 25-Oct-06 at 13:08:44pm -7:00



(86%) Hayward, California, United States

Tracking Details

Opened at apparent address of: info@handbagoutpost.com
Opened 25-Oct-06 at 13:08:44pm (UTC -7:00) - 3hours29secs after sending
Location Hayward, California, United States (86% likelihood)
Opened on c-24-7-5-166.hsd1.ca.comcast.net (24.7.5.166:8749)
Language of recipient's PC: en-us (English/United States), en;q=0.5 (English)
Browser used by recipient: Moz/5.0 (Win; U; Windows NT 5.1; en-US; rv:1.8.0.7) Gecko/20060909 Firefox/1.5.0.7
Accepts Files browser can open: i/png,*/*;q=0.5
Referrer <http://mail.designeroutpost.net/cgi-bin/inbox.exe?i;http://mail.designeroutpost.net/cgi-bin/inbox.exe?id=005bce7e36abf951325677b0>

Re-Opened at apparent address of: info@designeroutpost.net, or info@handbagoutpost.com

Opened 25-Oct-06 at 14:37:20pm (UTC -7:00) - 4hours29mins5secs after sending
Location Hayward, California, United States (86% likelihood)
Opened on c-24-7-5-166.hsd1.ca.comcast.net (24.7.5.166:9202)
Language of recipient's PC: en-us (English/United States), en;q=0.5 (English)
Browser used by recipient: Moz/5.0 (Win; U; Windows NT 5.1; en-US; rv:1.8.0.7) Gecko/20060909 Firefox/1.5.0.7
Accepts Files browser can open: i/png,*/*;q=0.5
Referrer <http://mail.designeroutpost.net/cgi-bin/inbox.exe?id=005bce7e36abf951325677b0;http://mail.designeroutpost.net/cgi-bin/compose.exe?id=005bce7e36abf951325677;http://mail.designeroutpost.net/loading.htm>
Last log No more activity after 25-Oct-06 at 14:38:08pm (UTC -7:00) - Log data indicates email was read for at least 48secs (approx.)

Summary - as at 14-Apr-08 at 09:37:54am (UTC -7:00) - 536days23hours29mins39secs after sending
Total Opened 2 times by 1 reader

notification

EXHIBIT "4'

Domain: designeroutpost.net - Domain History
Cache Date: 2006-10-30
Registrar: NETWORK SOLUTIONS, LLC.
Registrant Search: Click on an email address we found in this whois record
to see which other domains the registrant is associated with:
xm7zq2nq2ag@networksolutionsprivateregistration.com

Registrant:

Watson, Kelly

ATTN: DESIGNEROUTPOST.NET

c/o Network Solutions

P.O. Box 447

Herndon, VA. 20172-0447

Domain Name: DESIGNEROUTPOST.NET

Administrative Contact, Technical Contact:

Watson, Kelly

xm7zq2nq2ag@networksolutionsprivateregistration.com

ATTN: DESIGNEROUTPOST.NET

c/o Network Solutions

P.O. Box 447

Herndon, VA 20172-0447

570-708-8780

Record expires on 01-Jun-2016.

Record created on 01-Jun-2006.

Database last updated on 30-Oct-2006 23:52:14 EST.

Domain servers in listed order:

NS45.WORLDDNIC.COM 205.178.190.23

NS46.WORLDDNIC.COM 205.178.189.23